

### PATENT APPLICATION

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q80180

Fumiko SHIRAISHI, et al.

Appln. No.: 10/792,297

Group Art Unit: 1742

Confirmation No.: 3153

Examiner: NOT YET ASSIGNED

Filed: March 04, 2004

For:

METHOD OF MANUFACTURING MAGNETIC PARTICLE, MAGNETIC PARTICLE

AND MAGNETIC RECORDING MEDIUM

## STATEMENT UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

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CUSTOMER NUMBER

Date: August 30, 2004

Respectfully submitted,

Darryl Mexic

Registration No. 23,063



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# <u>INFORMATION DISCLOSURE STATEMENT</u> <u>UNDER 37 C.F.R. §§ 1.97 and 1.98</u>

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents, other than any U.S. patents and patent publications, is submitted herewith.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required. Nevertheless, since a statement can be made, a statement is submitted herewith.

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/792,297

Attorney Docket No.: Q80180

The present Information Disclosure Statement is being filed thirty days or fewer from the

communication from a foreign patent office and a Statement Under 37 C.F.R. §1.704(d) is attached.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for

foreign language documents, Applicants enclose herewith a copy of a Communication from a foreign

patent office in a counterpart application citing such documents, together with an English-language

version (if not already included) of at least that portion of the Communication indicating the degree

of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee

and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to

said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

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23373

CUSTOMER NUMBER

Date: August 30, 2004

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Сотр	olete if Known
Application Number	10/792,297
Confirmation Number	3153
Filing Date	March 04, 2004
First Named Inventor	Fumiko SHIRAISHI
Art Unit	1742
Examiner Name	NOT YET ASSIGNED
Attorney Docket Number	Q80180

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number		Publication Date	
		Number	Kind Code <sup>2</sup> (if known)	MM-DD-YYYY	Name of Patentee or Applicant of Cited Documen
		US 4,141,763		2/27/1979	Aonuma et al.
		US 2002-0068187	A1	6/6/2002	O'Connor et al.
		US 3,672,867		6/27/1972	Ernest Lewis Little, Jr.
		US			
		ŪS			
		US			

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date	Name of Patentee or	
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation <sup>6</sup>
		DE	3621624	A1	1/7/1988		
		WO	02/062509	A1	8/15/2002	Hitachi Maxell, Ltd.	Abstract
		EP	1 109 159	A1	6/20/2001	Fuji Photo Film Co., Ltd.	
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NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation	
-				

Examiner Signature	 	Date Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.